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8 UNITED STATES DISTRICT COURT  
9 FOR THE CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN CALIFORNIA  
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11 CONSTRUCTION LABORERS TRUST  
12 FUNDS FOR SOUTHERN  
13 CALIFORNIA ADMINISTRATIVE  
COMPANY, a Delaware limited liability  
company,

14 Plaintiff,

15 v.

16 PRO RAILING METAL WORKS, INC.,  
a California corporation; etc et al.,

17 Defendants.  
18

CASE NO.: CV16-00244 DOC (KESx)

~~PROPOSED~~ ORDER TO SHOW  
CAUSE RE CONTEMPT [28]

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20 Upon review of the application of the Plaintiff (“TRUST FUNDS”) seeking an  
21 order requiring Defendant, PRO RAILING METAL WORKS, INC., a California  
22 corporation (“EMPLOYER”) and its Chief Financial Officer and Secretary, Dan  
23 Miller (“MILLER”), to show cause when they should not be adjudged in civil  
24 contempt for failing and refusing to obey this Court’s Interlocutory Order for  
25 Accounting entered on May 15, 2016 [docket no. 23,] which requires them to produce  
26 books and records to the TRUST FUNDS for an audit, and to cooperate in all respects  
27 therewith for the TRUST FUNDS to determine whether EMPLOYER has compiled  
28 with the reporting and payment obligations of its labor agreements and/or to determine

1 the full amount of contributions due by the EMPLOYER to the TRUST FUNDS and  
2 any damages to the TRUST FUNDS for failure to pay any such contributions:

3 IT IS HEREBY ORDERED that:

4 1. EMPLOYER and MILLER are ordered to appear before the above-  
5 entitled Court on, September 26, 2016, at 8:30a.m., in Courtroom 9D of the  
6 United States District Courthouse, located at 411 West Fourth Street, Santa Ana,  
7 California and show cause, if any, why an order should not be entered adjudging them  
8 guilty of failing and refusing to obey this Court's Interlocutory Order for Accounting.

9 2. Service of a copy of this order and of the application upon which this  
10 order is based shall be made by mail to EMPLOYER and MILLER at least ten (10)  
11 days prior to the hearing.

12 3. If EMPLOYER and MILLER choose to file papers in opposition to the  
13 TRUST FUNDS' Order to Show Cause Re Contempt, they must do so no later than  
14 five (5) days before the hearing.

15  
16 DATED: September 6, 2016

*David O. Carter*

17 DAVID O. CARTER,  
18 UNITED STATES DISTRICT JUDGE  
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